

AUG 11 2017

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF VIRGINIA  
Charlottesville Division

JULIA C. DUNLEY, CLERK  
BY:  DEPUTY CLERK

JASON KESSLER, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
CITY OF CHARLOTTESVILLE, VIRGINIA )  
 )  
and )  
 )  
MAURICE JONES, )  
Charlottesville City Manager )  
In his official and individual capacities, )  
 )  
Defendants. )

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Civil No. 3:17 cv 56

**EXPEDITED MOTION FOR A PRELIMINARY INJUNCTION AND/OR TEMPORARY  
RESTRAINING ORDER**

Pursuant to Fed. R. Civ. P. 65, Plaintiff, by counsel, respectfully requests that the Court grant him a temporary restraining order or preliminary injunction (1) enjoining the Defendants from revoking or modifying Plaintiff's permit for which he applied on May 30, 2017 to hold a demonstration in Emancipation Park on August 12, 2017; 2) enjoining Defendants to allow Plaintiff's permitted demonstration to go on as planned in Emancipation Park from 12pm to 5pm on August 12, 2017; and 3) enjoining Defendants to provide such security as may be necessary to protect the rights of the demonstrators and the public.

As more fully set forth in Plaintiff's Memorandum in Support, Plaintiff is likely to succeed on the merits of its claims and will suffer irreparable harm in the absence of preliminary relief.

The balance of equities tilts strongly in its favor, and an injunction protecting Plaintiff's constitutional rights is accord with the public interest.

Wherefore a preliminary injunction and or temporary restraining order should issue.

Respectfully submitted,

JASON KESSLER

By Counsel

Dated: August 10, 2017

Counsel for Plaintiff

//s// Hope R. Amezquita

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### **CERTIFICATE OF SERVICE**

I hereby certify that I emailed the foregoing to all counsel on August 10, 2017, and I will ensure that it is electronically filed with the Clerk of the Court using the CM/ECF system on August 11, 2017, which will send notification of such filing to the following:

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*Counsel for Defendants*

Respectfully submitted,

//s// Hope R. Amezquita

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